

REGULAR MEETING
Mayor and Council
Borough of Harrington Park, New Jersey
February 16, 2021

PUBLIC NOTICE
BOROUGH OF HARRINGTON PARK
MEETING MOVED TO ELECTRONIC PLATFORM
“ZOOM.US”

Pursuant to Governor Murphy’s Executive Orders #107 and 108 ordering Statewide lockdowns, and P.L. 2020, c. 34 permitting public bodies to conduct meetings via electronic means during declared states of emergency, the meeting of the Borough of Harrington Park scheduled for **February 15, 2021 at 7:00 p.m.** will be conducted remotely from the electronic meeting platform Zoom.us. Members of the public can join the meeting and participate during public comment period by joining the meeting using the Zoom mobile application on a smartphone or tablet, joining the meeting by laptop with microphone capabilities, or dialing in using a telephone to the Zoom teleconference system. Information on how to join the meeting electronically appears below.

Members of the public may submit written comments in advance of a meeting, which will be read during the relevant public portion of the meeting. Written comments shall contain the person’s name and address and may be submitted via email to the Borough Clerk (clerk@harringtonparknj.gov) or by mail addressed to: Clerk, Borough Hall, 85 Harriot Ave., Harrington Park, NJ . Emailed comments must be received at least 48 hours prior to the meeting. Mailed comments must be received by 4:00 p.m. the day before the meeting.

If any meeting includes a public hearing, all material that will be considered by the Borough Council at the public hearing shall be posted on or linked to the homepage of the Borough’s website in a conspicuous location or as otherwise required by law. Written comments, as set forth above, will be accepted for such public hearings. If sworn testimony is to be taken during the public hearing, it shall be broadcast by both video and audio. Written public comments will not be considered where sworn testimony is required.

Topic: Regular Meeting of the Mayor and Council of Harrington Park

Time: Feb 15, 2021 07:00 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://zoom.us/j/99226435968?pwd=S3VoN0s5ZkM3VlQ5b0J2dWd6WFFmdz09>

Meeting ID: 992 2643 5968

Passcode: 560736

One tap mobile

+13017158592,,99226435968#,,, *560736# US (Washington D.C)

Dial by your location

+1 929 205 6099 US (New York)

Meeting ID: 992 2643 5968

Passcode: 560736

Find your local number: <https://zoom.us/j/54fBK1Vc>

Join Zoom Meeting by Desktop Computer or Laptop:

- Click on, or copy and paste the link to the browser search

Join Zoom Meeting by Smartphone or Tablet:

- Download the free Zoom mobile application in your smartphone/tablet App-Store.

Once downloaded, open the Zoom app. You will be prompted to enter the Meeting ID., followed by the Access Code to participate

A copy of the agenda and all meeting materials is available at the Borough of Harrington Park website: www.harringtonparknj.gov.

A copy of the agenda and meeting materials may also be requested by calling the Borough Clerk or submitting an e-mail request. Members of the public may contact the Borough Clerk to obtain copies of the meeting materials by calling the Borough Clerk at (201) 768-1700 during the hours of 9:00 a.m. to 4:00 p.m. during normal business days, or by e-mail: Ann Bistriz clerk@harringtonparknj.gov

All documents for matters on the agenda are electronically on file at the following website: www.harringtonparknj.gov.

Please be aware that the audio connections for all members of the public will be muted for the duration of the meeting, except for those periods when public comments are received. Members of the public may use the “raise your hand” feature on Zoom, or may e-mail the Borough Clerk during the meeting, to request to participate in public comment portions. Any member of the public will be unmuted for the purpose of making public comment, or may submit a comment by e-mail to be read by the Borough Clerk. The Borough Clerk’s e-mail is: clerk@harringtonparknj.gov . The Borough may impose time limitations on the length of individual speakers.

Members of the public are advised that the video and audio of the meeting will be recorded and will be a public record subject to disclosure pursuant to the Open Public Meetings Act. The Borough reserves the right to post the recording of the meeting to its website.

Formal Action may or may not be taken.

Any other business that may come before the Council

(PAH) Call Meeting to Order

Time: 7:00pm

Mayor’s Announcement:

In compliance with Chapter 231, Public Law 1975, adequate notice of the meeting was made. It is included in the Annual Meetings posted on the bulletin board in the Municipal Center. Copies

have been emailed to the BERGEN RECORD, SUBURBANITE and THE NORTHERN VALLEY PRESS. A copy has been filed with the Borough Clerk, and copies have been provided to individuals requesting the same.

(ALB) Roll Call:

	PRESENT	ABSENT
NAPOLITANO(AN)	x	
EVANELLA (GE)	x	
WALKER (DW)	x	
BROCKMAN (JB)	x	
PEDERSEN (JP)	x	
CHUNG (JC)	x	

Also present:

Ms. Ann H. Bistrutz, Borough Clerk (ALB)

Mr. John Dineen, Borough Attorney

Mr. Kunjesh Trivedi

(PAH) Flag Salute

(PAH) Minutes Approval

January 19, 2021

Motion GE

Second JP

No Discussion

Roll Call Vote AIF

(PAH) Consent Agenda-Resolutions-

All matters listed under this section are considered to be routine by the Borough Council and will be enacted by one motion as listed below. There will not be separate discussion of these items. Should discussion be desired, that item will be removed from the Consent Agenda and will be considered separately under New or Old Business on the Agenda.

Consent Approval (A-E)

A- 2021-50 LOSAP 2020 Harrington Park Volunteer Fire Company No. 1

B- 2021-51 Change Order No. 1 Final American Asphalt (Riverside Cooperative)

C- 2021-52 Close Out of Riverside Cooperative Paving Program

D- 2021-53 Payment of Claims

E- 2021-54 AUTHORIZING THE BOROUGH OF HARRINGTON PARK TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

Motion JP

Second GE

Roll Call-AIF-JB Abstains from A

Individual Committee Reports

(PAH) Mayor Hoelscher

(AN) Planning Bd., Bd. of Adjustment, Construction, Fire, Ambulance

Ambulance Corps:

20 calls, 14 in HP, 6 out of town

Building Department:

Placed report at Borough Hall. AN will provide to ALB for the records

(GE) Police, Municipal Court, Personnel

January 2021

429 Calls, 166 Traffic Details

11 Summonses written (9 equipment violations, 2 moving violations)

No parking related infractions

3 Written Warnings

5 Motor Vehicle Collisions

NO DUI

3847 miles driven

OT budget not completely set for 2021. So far \$4654 of non-reimbursable overtime was attributed to 4 offices that used sick time.

No expenditures this year on the O & E budget

7 officers have been vaccinated for COVID 19. Officer Leeman was on the front page of the Wall Street Journal. She was photographed while getting her vaccine at Englewood Hospital.

State of NJ is moving forward with the mandate for body cameras for Police

Departments. There is \$58 Million dollars in grant money available that will be divided throughout the State.

PAH supports the use of body cameras which is beneficial across the board.

(DW) DPW, Building & Grounds, Sanitation/Recycling

January DPW Report

In addition to the regular duties the Department performs each month:

Jan. 4 Clean up at George Street Park for event put together by a resident. Cans of debris and branches left at curb were chipped

Jan. 6 50 boxes of documents were left at the Recycling Center. Mr. Nappi determined that they were left there from a business from Closter. Mr. Nappi called the company and they came and retrieved them.

Ken's Tree Care trimmed trees in the area of the tennis courts at George Street Park.

County Road cleans ups took place twice during the month along Schraalenburgh Road, Closter Dock Road, Livingston Road, Tappan Road, Bogerts Mill Road, Blanch Avenue and Harriot Avenue

Jan. 25 Mr. Nappi met with Plescia (contractor) regarding repairs to the DPW Garage roof

Jan. 28 Mr. Nappi met with the Mayor, KJT, ALB and representatives from Norwood regarding shared services for use of their mulch and wood chip piles

Jan. 29 Brined most of the Borough until the equipment failed.

Jan. 31 Emergency response to the snow storm that dumped approximately 24" on the Borough. County roads were plowed 6 times, interior roads were plowed 5 times. All salted and sanded where necessary.

462lbs of Scrap Aluminum delivered to market

54.37 tons of Single Stream collection

7140 pounds of Cardboard

170 Clean Foil

A shortage persists for salt deliveries through our County services.

DPW will brine for the upcoming storm. Norwood has requested that a member learns to mix the solution. Tom Simpson has been designated to this task.

PAH thank DW helping him address all the residents' concerns this past storm. He also requested that she reach out to one of our residents who has some input in roadside litter with an update of last month's detail.

**(JB) Board of Health, Environmental Commission
Environmental Commission**

HP Schools have started clean up programs for several locations in town

Sustainable NJ submission was rejected. However, the EC plans on submitted a different project on the advice of the Sustainable Board. This project may include the school.

Mr. Ardito sits on the SUEZ board and has been in meetings, along with Bergen SWAN regarding replanting watershed properties.

O & R has been contacted to discuss replanting areas that are overgrown with weeds.

Perhaps there will be funding to help replant and maintain.

Pending Girl Scout project for Zen garden is still under discussion. Plans need to include future maintenance and possible removal.

A full detailed report has been submitted to the Clerk's Office if anyone would like to review.

(JP) Finance, Admin. & Exec., Grants

Final Tax Assessment for Allegro should be ready by next meeting. Could be as high as \$40 Million which is higher than originally estimated.

(JC) Recreation Commission, Liaison to Board of Education, Public Information

Dates have been set for some town events for 2021 for Recreation Commission:

Fishing Derby-June 20 from Noon to 2pm at Pondside Park

Town Day-September 11 from Noon-4pm with rain date on September 12 (1pm-4pm)

Ragamuffin Parade October 30 from 10am-11:30am at Highland Field
If Town Day coincides with the Farmers Market both committees will work together.

There is a second round of Community Development funds available. Recreation will be working with the Borough engineer to renovate the playground at Highland Field with ADA compliant equipment. This playground is used the most and could definitely use the upgrade. This round of CD money will not affect what was already applied for. Application process opens February 22 through March 19.

It has been reported that people are ice skating on the pond at Pondsides Park. The DPW was notified and asked to place signage that states No Skating.

An Ad-Hoc committee has been formed to oversee George Street Park Ice Skating. Members include Vinny Garrison, Ashley and Mike Plescia and Mike Grassi. They will be working with the Recreation Commission and oversee and manage the area. Proper signage will be put in place with rules and regulations.

The Recreation Director is involved with overseeing some of the sports programs and field usage. In the past this only pertained to baseball. In 2021, soccer and indoor soccer will be included. It has been discussed that salary should be changed to a voucher system like other part time employees, with an increase in budgeted amount to a cap of \$3000 annually. This will help manage what is necessary and adequate for the Commission and its programs. The salary for this position is supplemented through the Recreation Sports Trust Account.

JRD advised that if the only intention is to change the method of salary payment than a resolution is needed to memorialize the action.

Whereas, the appointed Recreation Director shall be paid by hourly wage of \$16/hour, through bi-weekly voucher submission, and shall be paid as per the 2021 Salary Ordinance with a cap of \$3000.00 annually.
Motion was made by JC with a second by JP- Roll call vote-AIF

PAH invited JC to be part of the 20 Year Anniversary of 9-11. He asked for a committee to be put together to work on this to make it a special event.

(ALB) Borough Clerk/Administrator

Dog License Late Fees-384 Dogs licensed for the year. ALB has concerns regarding recently received mail with post marks well prior to late payment date. JRD advised that the Clerk has the authority to determine if the pet license should be considered delinquent.

Farmers Market FYI notices were sent out to previous participants. 18 past vendors has shown serious interest and 4 new inquires have been received.

Old Business

- (AN) Further discussion has taken place with the Fire Chief to replace the flags on water hydrants to help residents of fireman find them and clear them out during and after a snow storm. The cost is about \$3000. Once documentation is received from the Fire Department, a presentation will be made to Council for approval.

Building Department

3 interviews are set for the replacement of Mr. Zavardino. While AN can interview with general questions and guidance from KJT for budgetary items, Mr. Zavardino can address the technical questions. AN hopes to have wrapped up by the end of the month.

(GE) Trackside berm/planter/debris pile at the police station

This area looks awful and needs to be addressed. It is an eyesore to all those who pass through our hub of our community. While he understands that CSX was part of the cause of this situation he would like Council to take a look at the area to help determine what would be an appropriate replacement. Some of the debris is on our property, some is on CSX property. PAH ask JRD to contact CSX one more time. It was a conclusion of GE and JP, with agreement from JRD that CSX will either provide empty promises, deny or not respond.

Ge will discuss again in the near future. Regardless of any communications received, the Borough is going to have to do something to clean up the mess.

New Business

- (AN) On the recommendation of a resident, AN will be working on some amendments and adjustments to our property maintenance process.

New Mini-Pumper Fire Truck will arrive in March. This was a deal made with the purchase of the new truck already in house. This is not an additional piece of equipment, but rather a much smaller, new style truck that will address the same needs as the much older big truck. Funds are allocated and kudos to the Fire Department for making this deal.

(JC) COVID Testing for Recreation Sports Participants

Recreation Director in conjunction with the Baseball Commissioner has requested the consideration of using the Curative Testing Company if COVID testing is necessary for sports programs. Curative is used by the school and may be willing to work with Recreation. The Baseball Commissioner has offered to be trained to perform the tests. JC will look into this availability and insurance aspect. She will also see what other communities are doing.

(PAH) Mayor's Report

As and FYI COVID vaccines are still in limited supply. When residents have reached out to him it is suggested that they speak to their medical care provider. Many cannot maneuver through the difficult process of registering and attempting to secure an appointment. If the Borough could get a supply, PAH is confident that he could work with Dr. Fried to get a program in place to administer.

Salt for roadways is in very limited supply. Our DPW is confident they have enough for the upcoming storm. They have a plan in place to hit the necessary areas first. Assemblywoman Schepisi posted a message to the community asking for patience and understanding since the County does not have a large enough supply to fully furnish all the towns.

PAH has asked the DPW to look into housing our own salt bring machine. There may be a problem with finding a location for it on the DPW property, but when Mr. Nappi gets a chance he will discuss further.

(PAH) Open the Meeting to the Public

Motion GE

Second JP

Vote AIF

No one present

(PAH) Close the Meeting to the Public

Motion GE

Second JP

Vote AIF

Ordinances

Addendum F

(AN) Ordinance #750

PAH asked to have this ordinance tabled at this time for further discussion with the incoming Building Official.

GE made the motion

JP seconded

GE inquired if the complete process needs to start from scratch

JRD explained that it does not. The ordinance was introduced and we can have a further discuss, including modifications, at any future date.

Vote-AIF

AMENDING THE ORDINANCE REQUIRING THE ISSUANCE OF A CERTIFICATE OF CONTINUED OCCUPANCY FOR THE SALE OR TRANSFER OF TITLE OF ANY RESIDENTIAL PROPERTY WITH MORE THAN 2 LIVING UNITS

(PAH) Motion for Closed Session GE Time: 8:02pm

Second AN

Vote AIF-Note JP has recused himself from this portion of the meeting

RESOLUTION

WHEREAS, N.J.S.A. 10:4-12 permits a public body to conduct business in Closed Session during a public meeting; and

WHEREAS, the Mayor and Council deem it necessary to discuss certain matters in Closed Session as permitted by the aforesaid statute.
(GE) Personnel-Police Chief Contract

BE IT FURTHER RESOLVED that discussion of the aforementioned subjects may be made public at such time as disclosure of the discussion will not detrimentally affect the interest and Borough as to said discussion.

Return to Open Session 8:45pm

Adjournment-Time: 8:45pm

Motion: GE

Second: AN

Vote: AIF

Addendum A

Resolution

2021-50

LOSAP 2020 Harrington Park Volunteer Fire Company No. 1

WHEREAS, the Borough of Harrington Park has adopted a LOSAP program for the members of the Volunteer Fire Department; and

WHEREAS, Daniel B. Hartman, President of Harrington Park Fire Company No. 1 has certified that certain eligible members meet the established criteria, a copy of said list of eligible members for the year 2020 being attached hereto;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Harrington Park hereby authorizes the Borough Treasurer to initiate the LOSAP payments in the names of those deemed eligible to receive them.

Addendum B

Resolution

2021-51

Change Order No 1 Final-American Asphalt (Riverside Cooperative)

Be it resolved by the Mayor and Council of the Borough of Harrington Park of Bergen County, New Jersey upon the recommendation of the Borough Engineer that the Change Order for the Contract listed below be and is hereby approved.

TITLE OF JOB: 2020 Riverside Cooperative Road Improvement Program

CONTRACTOR: American Asphalt & Milling Service, 96 Midland Av., Kearny, NJ

CHANGE ORDER No.: 1 & Final

AMOUNT OF CHANGE THIS RESOLUTION: -\$40,427.92 (16.15% Decrease)

This Resolution to take effect upon certification by the Borough Treasurer that sufficient funds are available.

Dated: _____ **Certified:** _____
Treasurer

Dated: _____ **Approved:** _____
Mayor

I, Ann Bistriz, Borough Clerk of the Borough of Harrington Park, Bergen County, New Jersey do hereby certify that the foregoing Resolution was adopted by the Mayor and Council of the Borough of Harrington Park at a regular meeting held _____.

Dated: _____
Clerk

**Addendum C
Resolution
2021-52**

Close Out for Riverside Cooperative Road Improvement Program

Be it resolved by the Mayor and Council of the Borough of Harrington Park, Bergen County, New Jersey that the contract for the 2020 Riverside Cooperative Road Improvement Program was constructed by American Asphalt & Milling Service, 96 Midland Av., Kearny, NJ in accordance with the Plans and Specifications and any approved Change Orders, as directed by the Borough Engineer. The Contractor having supplied a 25% Guarantee Bond for a period of Two (2) years. The said construction is hereby accepted and final payment in the amount of Four Thousand One Hundred Ninety-Seven Dollars and Seventy-Nine Cents (\$4,197.79) is hereby approved.

This Resolution to take effect immediately.

Dated: _____

Approved:

Mayor

CERTIFICATION

I, Ann H. Bistriz, Borough Clerk/Administrator of the Borough of Harrington Park, Bergen County, New Jersey, do hereby certify that the foregoing resolution was adopted by the Mayor and Council of the Borough of Harrington Park, at a regular meeting held _____.

Dated: _____

Clerk

Addendum D 2021-53 Payment of Claims

WHEREAS, claims have been submitted to the Borough of Harrington Park in the following amounts under various funds of the town:

Current Appropriations (2020)	\$ 19,380.24
Current Appropriations (2021)	\$ 761,616.24
General Capital Fund	\$ 156,466.40
Animal Trust	\$ 5.40
Miscellaneous Trust	\$ 2,669.88
Affordable Housing Trust	\$
Open Space Trust Fund	\$
Grants	\$
Escrow	\$ 20,007.00
Total	\$ 960,145.16

WHEREAS, above claims have been listed and summarized in the attached Bills List Report, and the corresponding vouchers have been reviewed and approved by the department head, Borough Council, and the chief financial officer; and

WHEREAS, the Chief Financial Officer has determined that the funds have been properly appropriated for such purposes and are available in the Borough of Harrington Park and that the claims specified on the schedule attached hereto, following examination and approval by the

Council and Chief Financial Officer and Department Head be paid and checks issued accordingly; and

WHEREAS, claims have already been paid in the following amounts for the purpose specified below:

Payroll- Salaries/Wages	\$ 132,754.99
Payroll- Salaries/Wages	\$ 141,296.16
Payroll- Salaries/Wages	\$ 144,182.59
Payroll-Salaries/Wages	\$
Local School-	\$ 1,061,655.00
Regional School –	\$ 711,659.50
Capital Fund/Health Benefits	\$
Debt Services Principle (bond)	\$
Debt Services Interest	\$ 13,911.00
Debt Service Loan/Interest (NJEIT)	\$ 8,363.35

TOTAL \$ 2,213,822.59

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that the claims totaling **\$3,173,967.75** be approved and ratified respectively.

Addendum E

RESOLUTION #2021-54

AUTHORIZING THE BOROUGH OF HARRINGTON PARK TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to enter into Cooperative Pricing Agreements; and

WHEREAS, the Borough of Harrington Park hereinafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of work, materials and supplies; and

WHEREAS, the Borough of Harrington Park, County of Bergen, State of New Jersey, desires to participate in the Riverside Cooperative;

NOW, THEREFORE, BE IT RESOLVED on 16th day of February 2021, by the Mayor and Council of the Borough of Harrington Park, County of Bergen, State of New Jersey, as follows:

TITLE

This Resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Harrington Park

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11 (5), the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency;

CONTRACTING UNIT

The Lead Agency entering into contracts on behalf of the Borough of Harrington Park shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40-11-11, et. seq.) and all other provisions of the revised statutes of the State of New Jersey.

This resolution shall take effect immediately upon passage.

Addendum F

Ordinance #750

BOROUGH OF HARRINGTON PARK AMENDING THE ORDINANCE REQUIRING THE ISSUANCE OF A CERTIFICATE OF CONTINUED OCCUPANCY FOR THE SALE OR TRANSFER OF TITLE OF ANY RESIDENTIAL PROPERTY WITH MORE THAN 2 LIVING UNITS

Whereas, the Borough of Harrington Park is desirous of providing for the health safety and welfare of all its residents;

Whereas, the Borough of Harrington Park is required by the Bergen County Utilities Authority (BCUA) to actively investigate and terminate illegal discharge into the common sewer system;

Whereas, the Mayor and Council of the Borough of Harrington Park have determined that these common objectives of providing for health, safety and welfare along with the prevention of illegal discharge into the county sewerage system can be accommodated by and through the implementation of an inspection upon a change in ownership or occupancy of the premises;

Now Therefore Be It Ordained by the Mayor and Council of the Borough of Harrington Park that the following Certificate of Continued Occupancy Ordinance is hereby adopted and set forth as follows:

Residential Certificate Required

No person shall occupy, rent, lease, transfer title, or inhabit as a tenant or tenants of any

residential property with more than 2 units or commercial use until the current owner or representative of such owner (including an attorney representing the owner or prospective purchaser of such property) has applied for and secured a certificate of Continued Occupancy from the Building Department of the Borough of Harrington Park. The provisions herein shall be in addition to those contained in S 118-1 et. Seq. of the Code Book.

Conditions

An inspection shall be conducted to insure applicable municipal ordinances affecting the use and occupancy of the premises had been reasonably maintained and that there are no, [including ordinances governing sidewalks] plumbing/sump pump or cross infiltration of sanitary sewers as well as inspection of work for which a Uniform Construction Code Permit was issued.

[In addition and concurrently with this inspection shall be an inspection by the Harrington Park Fire Prevention Bureau for which smoke detectors and carbon monoxide detectors shall be inspected.]

Responsibility of Owner for Application

The current owner, landlord, prospective buyer/tenant or any agent of any residential property containing more than 2 units or commercial premise, about to be sold, transferred or newly occupied shall apply for a CCO provided by the Harrington Park Building Department.

Temporary Certificate of Continued Occupancy

A temporary certificate of continued occupancy may be issued at the request of the owner, landlord, prospective buyer/tenant or any agent tear of provided that a suitable escrow is established to cover any and all requested conditions for the issuance of a CCO. Escrow monies will be held in the accounts of either of the respective attorneys for the seller or buyer [or if no attorney is involved then with the Chief Financial Officer of the Borough]. No temporary CCO shall exceed 90 days unless extenuating circumstances are shown.

Enforcement

Upon receipt and review of a complete application by the Construction Official, or his lawful designee an inspection shall be conducted within 21 days of the property and a CCO shall issue or a written report stating the reasons for its denial shall issue.

Fee

A nonrefundable fee of \$100 is required for the sale and/or change of occupancy of any commercial premise or single-family home. The fee for issuance of a CCO for an apartment will be \$50. This fee shall be in addition to any other fees that may be required for fire inspection purposes.

Violations and Penalties

Any person or entity who violates any of the provisions of this section shall be subject to a penalty as set forth in chapter 164, fines and penalties